

AND MENTAL HYGIENE BY THIS SUBTITLE SUPPLEMENT AND ARE ANCILLARY TO THE OTHER PROVISIONS OF THIS ARTICLE RELATING TO THE ~~[[DEPARTMENT'S]]~~ SECRETARY'S AUTHORITY AND RESPONSIBILITY TO ASSURE THE PURITY AND SANITARY CONDITION OF THE WATER SUPPLY.

386C.

(A) THE SECRETARY SHALL ADOPT AND ENFORCE STATE PRIMARY DRINKING WATER REGULATIONS THAT AT ANY GIVEN TIME SHALL BE NO ~~[[LESS]]~~ MORE STRINGENT THAN THE COMPLETE INTERIM OR REVISED NATIONAL PRIMARY DRINKING WATER REGULATIONS IN EFFECT AT THAT TIME.

(B) SUBJECT TO SECTION 386D, STATE PRIMARY DRINKING WATER REGULATIONS SHALL APPLY TO EACH PUBLIC WATER SYSTEM IN THE STATE, EXCEPT THAT THE REGULATIONS MAY NOT APPLY TO A PUBLIC WATER SYSTEM:

(1) WHICH CONSISTS ONLY OF DISTRIBUTION AND STORAGE FACILITIES (AND WHICH DOES NOT HAVE ANY COLLECTION AND TREATMENT FACILITIES).

(2) WHICH OBTAINS ALL OF ITS WATER FROM, BUT IS NOT OWNED OR OPERATED BY, A PUBLIC WATER SYSTEM TO WHICH SUCH REGULATIONS APPLY.

(3) WHICH DOES NOT SELL WATER TO ANY PERSON.

(4) WHICH IS NOT A CARRIER WHICH CONVEYS PASSENGERS IN INTERSTATE COMMERCE.

(C) THE SECRETARY SHALL ADOPT AND IMPLEMENT ADEQUATE PROCEDURES FOR THE ENFORCEMENT OF STATE PRIMARY DRINKING WATER REGULATIONS, INCLUDING MONITORING AND INSPECTION PROCEDURES, THAT COMPLY WITH REGULATIONS ESTABLISHED BY THE ADMINISTRATOR PURSUANT TO THE FEDERAL ACT.

(D) THE SECRETARY SHALL KEEP RECORDS AND MAKE REPORTS WITH RESPECT TO HIS ACTIVITIES UNDER SUBSECTIONS (A) AND (C) ABOVE AS REQUIRED BY REGULATIONS ESTABLISHED BY THE ADMINISTRATOR PURSUANT TO THE FEDERAL ACT.

(E) STATE PRIMARY DRINKING WATER REGULATIONS MAY NOT REQUIRE THE ADDITION OF ANY SUBSTANCE FOR PREVENTIVE HEALTH CARE PURPOSES UNRELATED TO CONTAMINATION OF DRINKING WATER.

386D.

THE SECRETARY MAY AUTHORIZE VARIANCES OR EXEMPTIONS FROM THE REGULATIONS ISSUED PURSUANT TO SECTION 386C UNDER CONDITIONS AND IN A MANNER NECESSARY AND DESIRABLE. HOWEVER, THE VARIANCES OR EXEMPTIONS ARE PERMITTED ONLY UNDER CONDITIONS AND IN A MANNER WHICH IS NOT LESS STRINGENT THAN THE CONDITIONS UNDER, AND THE MANNER IN WHICH, VARIANCES AND EXEMPTIONS MAY BE GRANTED UNDER THE